

IN THE UNITED STATES DISTRICT COURT FOR
THE WESTERN DISTRICT OF TEXAS
SAN ANTONIO DIVISION

HOLCOMBE, et. al,

NO. 5:18-CV-00555-XR
(consolidated cases)

Plaintiffs

vs.

UNITED STATES OF AMERICA,

Defendant

TRIAL BRIEF ON ELEMENTS OF DAMAGES

Plaintiffs file the following trial brief to give the Court a reference guide to the elements of damages recoverable for each Plaintiff. Plaintiffs have bookmarked the claims by family and, within each family, by claim. Plaintiffs have also attached as Exhibit 1 the specific portions of the Texas Pattern Jury Charge that this trial brief cites.

DEFINITIONS

1. “Household services” means the performance of household and domestic duties by a spouse to the marriage. Tex. Civ. Jury Instr. Gen. Neg. § 28.4 ¶ 1 (2020)
2. “Consortium” means the mutual right of the husband and wife to that affection, solace, comfort, companionship, society, assistance, sexual relations, emotional support, love, and felicity necessary to a successful marriage. *E.g.*, *id.* § 28.4 ¶ 3.

3. “Parental consortium” means the positive benefits flowing from the parent’s love, affection, protection, emotional support, services, companionship, care, and society. *E.g., id.* § 28.11.
4. “Pecuniary loss” means the loss of the care, maintenance, support, services, advice, counsel, and reasonable contributions of a pecuniary value, excluding loss of inheritance, that the surviving plaintiff in reasonable probability, would have received from the decedent had he or she lived. *E.g., id.* § 29.3 ¶ 1.
5. “Loss of companionship and society” means the loss of the positive benefits flowing from the love, comfort, companionship, and society that the plaintiff, in reasonable probability, would have received from the decedent had he or she lived. *E.g., id.* § 29.3 ¶ 3.
6. In the wrongful death context, “Mental anguish” means the emotional pain, torment, and suffering experienced by the plaintiff because of the death of her loved one. *Id.* § 29.3 ¶ 5.
7. In the context of damages of a wrongful-death estate, “Pain and mental anguish” means the conscious physical pain and emotional pain, torment, and suffering experienced by the decedent before his or her death as a result of the occurrence in question. *Id.* § 30.3 ¶ 1.
8. A plaintiff may recover bystander mental anguish damages if (1) the plaintiff was located near the scene of the accident as contrasted with one who was a distance away from it; (2) the shock resulted from a direct emotional impact upon plaintiff from the sensory and contemporaneous observance of the accident, as contrasted with learning of the accident from others after its occurrence; and (3) the plaintiff and the victim were closely related, as contrasted with an absence of any relationship or the presence of only a distant relationship. ECF No. 233, at 6–7.

Respectfully Submitted,

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CERTIFICATE OF SERVICE

By our signatures above, we certify that a copy of has been sent to the following on September 29, 2021 via the Court's CM/ECF notice system.

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BRADEN FAMILY

1. *Deborah Braden*

1.1. **Deborah Braden's individual damages for personal injury**

ELEMENT	AMOUNT
Physical pain and mental anguish sustained in the past.	
Physical pain and mental anguish that, in reasonable probability, Plaintiff will sustain in the future.	
Loss of earning capacity sustained in the past.	
Loss of earning capacity that, in reasonable probability, Plaintiff will sustain in the future.	
Disfigurement sustained in the past.	
Disfigurement that, in reasonable probability, Plaintiff will sustain in the future.	
Physical impairment sustained in the past	
Physical impairment that, in reasonable probability, Plaintiff will sustain in the future.	

ELEMENT	AMOUNT
Medical care expenses incurred in the past.	
Medical care expenses that, in reasonable probability, Plaintiff will incur in the future.	

Tex. Civ. Jury Instr. Gen. Neg. § 28.3 (2020) (Personal Injury Damages—Basic Question).

1.2. Deborah Braden's individual damages for the death of her husband, Keith Braden

ELEMENT	AMOUNT
Pecuniary loss sustained in the past	
Pecuniary loss that, in reasonable probability, will be sustained in the future.	
Loss of companionship and society sustained in the past.	
Loss of companionship and society that, in reasonable probability, will be sustained in the future.	
Mental anguish sustained in the past	
Mental anguish that, in reasonable probability, will be sustained in the future.	
Loss of inheritance.	

Tex. Civ. Jury Instr. Gen. Neg. § 29.3 (2020) (Wrongful Death Damages—Claim of Surviving Spouse).

2. *Deborah Braden's damages on behalf of the Estate of Keith Braden*

ELEMENT	AMOUNT
Pain and mental anguish <i>"Pain and mental anguish" means the conscious physical pain and emotional pain, torment, and suffering experienced by the decedent before his or her death. Tex. Civ. Jury Instr. Gen. Neg. § 30.3 ¶1.</i>	
Medical Expenses	NOT CLAIMED
Funeral & burial expenses	

Tex. Civ. Jury Instr. Gen. Neg. § 30.3 (2020) (Survival Damages—Compensatory Damages).

3. *Rebecca Metcalf*

3.1. *Rebecca Metcalf's individual damages for injury to her mom, Deborah Braden*

ELEMENT	AMOUNT
Loss of Parental Consortium that was sustained in the past.	
Loss of Parental Consortium in reasonable probability will be sustained in the future	

Tex. Civ. Jury Instr. Gen. Neg. § 28.11 (2020) (Personal Injury Damages—Child’s Loss of Consortium—Damages Question), if the “physical injury to [the parent] a serious, permanent, and disabling injury.” Id. § 28.10.

3.2. Rebecca Metcalf's individual damages for the death of her dad, Keith Braden

ELEMENT	AMOUNT
Pecuniary loss sustained in the past	
Pecuniary loss that, in reasonable probability, Plaintiff will sustain in the future	
Loss of companionship and society sustained in the past	
Loss of companionship and society that, in reasonable probability, Plaintiff will sustain in the future	
Mental anguish sustained in the past.	
Mental anguish that, in reasonable probability, Plaintiff will sustain in the future	
Loss of inheritance.	

Tex. Civ. Jury Instr. Gen. Neg. § 29.4 (2020) (Wrongful Death Damages—Claim of Surviving Child).

4. ***Robert Braden***

4.1. **Robert Braden's individual personal injury damages**

ELEMENT	AMOUNT
Physical pain and mental anguish sustained in the past.	
Physical pain and mental anguish that, in reasonable probability, Plaintiff will sustain in the future.	
Loss of earning capacity sustained in the past.	
Loss of earning capacity that, in reasonable probability, Plaintiff will sustain in the future.	
Disfigurement sustained in the past.	
Disfigurement that, in reasonable probability, Plaintiff will sustain in the future.	
Physical impairment sustained in the past	
Physical impairment that, in reasonable probability, Plaintiff will sustain in the future.	
Medical care expenses incurred in the past.	

ELEMENT	AMOUNT
Medical care expenses that, in reasonable probability, Plaintiff will incur in the future.	

Tex. Civ. Jury Instr. Gen. Neg. § 28.3 (2020) (Personal Injury Damages—Basic Question).

4.2. Robert Braden's damages for injury to his mom, Deborah Braden

ELEMENT	AMOUNT
Loss of Parental Consortium that was sustained in the past.	
Loss of Parental Consortium in reasonable probability will be sustained in the future	

Tex. Civ. Jury Instr. Gen. Neg. § 28.11 (2020) (Personal Injury Damages—Child’s Loss of Consortium—Damages Question), if the “physical injury to [the parent] a serious, permanent, and disabling injury.” Id. § 28.10.

4.3. Robert Braden's damages for the death of his dad, Keith Braden

ELEMENT	AMOUNT
Pecuniary loss sustained in the past	
Pecuniary loss that, in reasonable probability, Plaintiff will sustain in the future	
Loss of companionship and society sustained in the past	
Loss of companionship and society that, in reasonable probability, Plaintiff will sustain in the future	
Mental anguish sustained in the past.	
Mental anguish that, in reasonable probability, Plaintiff will sustain in the future	
Loss of inheritance.	

Tex. Civ. Jury Instr. Gen. Neg. § 29.4 (2020) (Wrongful Death Damages—Claim of Surviving Child).

5. *Elizabeth Braden*

5.1. Elizabeth Braden's individual damages for the injury to her mom, Deborah Braden

ELEMENT	AMOUNT
Loss of Parental Consortium that was sustained in the past.	
Loss of Parental Consortium in reasonable probability will be sustained in the future	

Tex. Civ. Jury Instr. Gen. Neg. § 28.11 (2020) (Personal Injury Damages—Child’s Loss of Consortium—Damages Question), if the “physical injury to [the parent] a serious, permanent, and disabling injury.” Id. § 28.10.

5.2. Elizabeth Braden's damages for the death of her dad, Keith Braden

ELEMENT	AMOUNT
Pecuniary loss sustained in the past	
Pecuniary loss that, in reasonable probability, Plaintiff will sustain in the future	
Loss of companionship and society sustained in the past	
Loss of companionship and society that, in reasonable probability, Plaintiff will sustain in the future	
Mental anguish sustained in the past.	
Mental anguish that, in reasonable probability, Plaintiff will sustain in the future	
Loss of inheritance.	

Tex. Civ. Jury Instr. Gen. Neg. § 29.4 (2020) (Wrongful Death Damages—Claim of Surviving Child).

5.3. Elizabeth Braden's individual damages for the injury to her minor child, Z.Z.

ELEMENT	AMOUNT
Loss of services that were sustained in the past	
Loss of services that in reasonable probability will be sustained in the future until age eighteen.	

Tex. Civ. Jury Instr. Gen. Neg. § 28.6 (2020) (Personal Injury Damages—Parents' Loss of Services of Minor Child).

**5.4. Elizabeth Braden's damages on behalf of her minor child,
Z.Z.**

ELEMENT	AMOUNT
Physical pain and mental anguish sustained in the past.	
Physical pain and mental anguish that, in reasonable probability, the child will sustain in the future.	
Loss of earning capacity sustained in the past	
Loss of earning capacity that, in reasonable probability, will be sustained in the future from the time of trial until the child reaches the age of eighteen years.	
Loss of earning capacity that, in reasonable probability, will be sustained in the future after the child reaches the age of eighteen years.	
Disfigurement sustained in the past	
Disfigurement that, in reasonable probability, the child will sustain in the future.	
Physical impairment sustained in the past	

ELEMENT	AMOUNT
Physical impairment that in reasonable probability, the child will sustain in the future.	
Medical care expenses incurred in the past on behalf of the child	
Medical care expenses that, in reasonable probability, will be incurred on behalf of the child in the future from the time of trial until each child reaches the age of eighteen years	
Medical care expenses that, in reasonable probability, the child will incur after he reaches the age of eighteen years.	

Tex. Civ. Jury Instr. Gen. Neg. § 28.5 (2020) (Personal Injury Damages—Injury of Minor Child).

BROWN, FARIDA

1. *Farida Brown's personal injury damages*

ELEMENT	AMOUNT
Physical pain and mental anguish sustained in the past.	
Physical pain and mental anguish that, in reasonable probability, Plaintiff will sustain in the future.	
Loss of earning capacity sustained in the past.	NOT CLAIMED
Loss of earning capacity that, in reasonable probability, Plaintiff will sustain in the future.	NOT CLAIMED
Disfigurement sustained in the past.	
Disfigurement that, in reasonable probability, Plaintiff will sustain in the future.	
Physical impairment sustained in the past	
Physical impairment that, in reasonable probability, Plaintiff will sustain in the future.	
Medical care expenses incurred in the past.	

ELEMENT	AMOUNT
Medical care expenses that, in reasonable probability, Plaintiff will incur in the future.	

Tex. Civ. Jury Instr. Gen. Neg. § 28.3 (2020) (Personal Injury Damages—Basic Question).

COLBATH FAMILY

1. *David Colbath's personal injury damages*

ELEMENT	AMOUNT
Physical pain and mental anguish sustained in the past.	
Physical pain and mental anguish that, in reasonable probability, Plaintiff will sustain in the future.	
Loss of earning capacity sustained in the past.	
Loss of earning capacity that, in reasonable probability, Plaintiff will sustain in the future.	
Disfigurement sustained in the past.	
Disfigurement that, in reasonable probability, Plaintiff will sustain in the future.	
Physical impairment sustained in the past	
Physical impairment that, in reasonable probability, Plaintiff will sustain in the future.	
Medical care expenses incurred in the past.	

ELEMENT	AMOUNT
Medical care expenses that, in reasonable probability, Plaintiff will incur in the future.	

Tex. Civ. Jury Instr. Gen. Neg. § 28.3 (2020) (Personal Injury Damages—Basic Question).

2. ***David Colbath, on behalf of his daughter, O.C., a minor, for her damages arising out of injuries to himself***

ELEMENT	AMOUNT
Loss of Parental Consortium that was sustained in the past.	
Loss of Parental Consortium in reasonable probability will be sustained in the future	

Tex. Civ. Jury Instr. Gen. Neg. § 28.11 (2020) (Personal Injury Damages—Child’s Loss of Consortium—Damages Question), if the “physical injury to [the parent] was a serious, permanent, and disabling injury.” Id. § 28.10.

CORRIGAN FAMILY

1. ***Benjamin Corrigan on behalf of the Estate of Robert Corrigan***

ELEMENT	AMOUNT
Pain and mental anguish	
<p><i>“Pain and mental anguish” means the conscious physical pain and emotional pain, torment, and suffering experienced by the decedent before his or her death. Tex. Civ. Jury Instr. Gen. Neg. § 30.3 ¶1.</i></p>	
Medical Expenses	
Funeral & burial expenses	

Tex. Civ. Jury Instr. Gen. Neg. § 30.3 (2020) (Survival Damages—Compensatory Damages).

2. ***Benjamin Corrigan on behalf of the Estate of Shani Corrigan***

ELEMENT	AMOUNT
Pain and mental anguish	
<p><i>"Pain and mental anguish" means the conscious physical pain and emotional pain, torment, and suffering experienced by the decedent before his or her death. Tex. Civ. Jury Instr. Gen. Neg. § 30.3 ¶1.</i></p>	
Medical Expenses	
Funeral & burial expenses	

Tex. Civ. Jury Instr. Gen. Neg. § 30.3 (2020) (Survival Damages—Compensatory Damages).

3. ***Benjamin Corrigan's individual damages for the death of his dad, Robert Corrigan***

ELEMENT	AMOUNT
Pecuniary loss sustained in the past	
Pecuniary loss that, in reasonable probability, Plaintiff will sustain in the future	
Loss of companionship and society sustained in the past	
Loss of companionship and society that, in reasonable probability, Plaintiff will sustain in the future	
Mental anguish sustained in the past.	
Mental anguish that, in reasonable probability, Plaintiff will sustain in the future	
Loss of inheritance.	

Tex. Civ. Jury Instr. Gen. Neg. § 29.4 (2020) (Wrongful Death Damages—Claim of Surviving Child).

4. ***Benjamin Corrigan's individual damages for the death of his mom, Shani Corrigan***

ELEMENT	AMOUNT
Pecuniary loss sustained in the past	
Pecuniary loss that, in reasonable probability, Plaintiff will sustain in the future	
Loss of companionship and society sustained in the past	
Loss of companionship and society that, in reasonable probability, Plaintiff will sustain in the future	
Mental anguish sustained in the past.	
Mental anguish that, in reasonable probability, Plaintiff will sustain in the future	
Loss of inheritance.	

Tex. Civ. Jury Instr. Gen. Neg. § 29.4 (2020) (Wrongful Death Damages—Claim of Surviving Child).

5. *Preston Corrigan's individual damages for the death of his dad, Robert Corrigan*

ELEMENT	AMOUNT
Pecuniary loss sustained in the past	
Pecuniary loss that, in reasonable probability, Plaintiff will sustain in the future	
Loss of companionship and society sustained in the past	
Loss of companionship and society that, in reasonable probability, Plaintiff will sustain in the future	
Mental anguish sustained in the past.	
Mental anguish that, in reasonable probability, Plaintiff will sustain in the future	
Loss of inheritance.	

Tex. Civ. Jury Instr. Gen. Neg. § 29.4 (2020) (Wrongful Death Damages—Claim of Surviving Child).

6. ***Preston Corrigan's individual damages for the death of his mom, Shani Corrigan***

ELEMENT	AMOUNT
Pecuniary loss sustained in the past	
Pecuniary loss that, in reasonable probability, Plaintiff will sustain in the future	
Loss of companionship and society sustained in the past	
Loss of companionship and society that, in reasonable probability, Plaintiff will sustain in the future	
Mental anguish sustained in the past.	
Mental anguish that, in reasonable probability, Plaintiff will sustain in the future	
Loss of inheritance.	

Tex. Civ. Jury Instr. Gen. Neg. § 29.4 (2020) (Wrongful Death Damages—Claim of Surviving Child).

HOLCOMBE FAMILY

1. ***Joe Holcombe's individual damages for the death of his child John Bryan Holcombe***

ELEMENT	AMOUNT
Pecuniary loss sustained in the past	
Pecuniary loss that, in reasonable probability, will be sustained in the future	
Loss of companionship and society sustained in the past	
Loss of companionship and society that, in reasonable probability, will be sustained in the future	
Mental anguish sustained in the past	
Mental anguish that, in reasonable probability, will be sustained in the future	

Tex. Civ. Jury Instr. Gen. Neg. § 29.6 (2020) (Wrongful Death Damages—Claim of Surviving Parents of Adult Child).

2. *Claryce Holcombe's individual damages for the death of her child John Bryan Holcombe*

ELEMENT	AMOUNT
Pecuniary loss sustained in the past	
Pecuniary loss that, in reasonable probability, will be sustained in the future	
Loss of companionship and society sustained in the past	
Loss of companionship and society that, in reasonable probability, will be sustained in the future	
Mental anguish sustained in the past	
Mental anguish that, in reasonable probability, will be sustained in the future	

Tex. Civ. Jury Instr. Gen. Neg. § 29.6 (2020) (Wrongful Death Damages—Claim of Surviving Parents of Adult Child).

3. ***John Porter Holcombe, individually for the death of his mom, Karla Holcombe***

ELEMENT	AMOUNT
Pecuniary loss sustained in the past	
Pecuniary loss that, in reasonable probability, Plaintiff will sustain in the future	
Loss of companionship and society sustained in the past	
Loss of companionship and society that, in reasonable probability, Plaintiff will sustain in the future	
Mental anguish sustained in the past.	
Mental anguish that, in reasonable probability, Plaintiff will sustain in the future	
Loss of inheritance.	NOT CLAIMED

Tex. Civ. Jury Instr. Gen. Neg. § 29.4 (2020) (Wrongful Death Damages—Claim of Surviving Child).

4. ***John Porter Holcombe, individually for the death of his dad, John Bryan Holcombe***

ELEMENT	AMOUNT
Pecuniary loss sustained in the past	
Pecuniary loss that, in reasonable probability, Plaintiff will sustain in the future	
Loss of companionship and society sustained in the past	
Loss of companionship and society that, in reasonable probability, Plaintiff will sustain in the future	
Mental anguish sustained in the past.	
Mental anguish that, in reasonable probability, Plaintiff will sustain in the future	
Loss of inheritance.	NOT CLAIMED

Tex. Civ. Jury Instr. Gen. Neg. § 29.4 (2020) (Wrongful Death Damages—Claim of Surviving Child).

5. ***Scott Holcombe, individually for the death of his dad, John Bryan Holcombe***

ELEMENT	AMOUNT
Pecuniary loss sustained in the past	
Pecuniary loss that, in reasonable probability, Plaintiff will sustain in the future	
Loss of companionship and society sustained in the past	
Loss of companionship and society that, in reasonable probability, Plaintiff will sustain in the future	
Mental anguish sustained in the past.	
Mental anguish that, in reasonable probability, Plaintiff will sustain in the future	
Loss of inheritance.	

Tex. Civ. Jury Instr. Gen. Neg. § 29.4 (2020) (Wrongful Death Damages—Claim of Surviving Child).

6. ***Scott Holcombe, individually for the death of his mom,
Karla Holcombe***

ELEMENT	AMOUNT
Pecuniary loss sustained in the past	
Pecuniary loss that, in reasonable probability, Plaintiff will sustain in the future	
Loss of companionship and society sustained in the past	
Loss of companionship and society that, in reasonable probability, Plaintiff will sustain in the future	
Mental anguish sustained in the past.	
Mental anguish that, in reasonable probability, Plaintiff will sustain in the future	
Loss of inheritance.	

Tex. Civ. Jury Instr. Gen. Neg. § 29.4 (2020) (Wrongful Death Damages—Claim of Surviving Child)

7. *John Porter Holcombe's individual damages for his own injuries*

ELEMENT	AMOUNT
Physical pain and mental anguish sustained in the past.	
Physical pain and mental anguish that, in reasonable probability, Plaintiff will sustain in the future.	
Loss of earning capacity sustained in the past.	
Loss of earning capacity that, in reasonable probability, Plaintiff will sustain in the future.	
Disfigurement sustained in the past.	
Disfigurement that, in reasonable probability, Plaintiff will sustain in the future.	
Physical impairment sustained in the past	
Physical impairment that, in reasonable probability, Plaintiff will sustain in the future.	
Medical care expenses incurred in the past.	

ELEMENT	AMOUNT
Medical care expenses that, in reasonable probability, Plaintiff will incur in the future.	

Tex. Civ. Jury Instr. Gen. Neg. § 28.3 (2020) (Personal Injury Damages—Basic Question).

8. ***John Porter Holcombe, individually as husband of Crystal Holcombe***

ELEMENT	AMOUNT
Pecuniary loss sustained in the past	
Pecuniary loss that, in reasonable probability, will be sustained in the future.	
Loss of companionship and society sustained in the past.	
Loss of companionship and society that, in reasonable probability, will be sustained in the future.	
Mental anguish sustained in the past	
Mental anguish that, in reasonable probability, will be sustained in the future.	
Loss of inheritance.	NOT CLAIMED

Tex. Civ. Jury Instr. Gen. Neg. § 29.3 (2020) (Wrongful Death Damages—Claim of Surviving Spouse).

9. John Porter Holcombe on behalf of the Estate of Crystal Holcombe

ELEMENT	AMOUNT
Pain and mental anguish <i>"Pain and mental anguish" means the conscious physical pain and emotional pain, torment, and suffering experienced by the decedent before his or her death. Tex. Civ. Jury Instr. Gen. Neg. § 30.3 ¶1.</i>	
Medical Expenses	NOT CLAIMED
Funeral & burial expenses	NOT CLAIMED

Tex. Civ. Jury Instr. Gen. Neg. § 30.3 (2020) (Survival Damages—Compensatory Damages).

10. John Porter Holcombe, on behalf of the Estate of E.H.

ELEMENT	AMOUNT
Pain and mental anguish <i>"Pain and mental anguish" means the conscious physical pain and emotional pain, torment, and suffering experienced by the decedent before his or her death. Tex. Civ. Jury Instr. Gen. Neg. § 30.3 ¶1.</i>	
Medical Expenses	NOT CLAIMED
Funeral & burial expenses	NOT CLAIMED

Tex. Civ. Jury Instr. Gen. Neg. § 30.3 (2020) (Survival Damages—Compensatory Damages).

11. John Porter Holcombe, on behalf of the Estate of M.H.

ELEMENT	AMOUNT
Pain and mental anguish <i>“Pain and mental anguish” means the conscious physical pain and emotional pain, torment, and suffering experienced by the decedent before his or her death. Tex. Civ. Jury Instr. Gen. Neg. § 30.3 ¶1.</i>	
Medical Expenses	NOT CLAIMED
Funeral & burial expenses	NOT CLAIMED

Tex. Civ. Jury Instr. Gen. Neg. § 30.3 (2020) (Survival Damages—Compensatory Damages).

12. John Porter Holcombe, on behalf of the Estate of G.H.

ELEMENT	AMOUNT
Pain and mental anguish <i>“Pain and mental anguish” means the conscious physical pain and emotional pain, torment, and suffering experienced by the decedent before his or her death. Tex. Civ. Jury Instr. Gen. Neg. § 30.3 ¶1.</i>	
Medical Expenses	NOT CLAIMED
Funeral & burial expenses	NOT CLAIMED

Tex. Civ. Jury Instr. Gen. Neg. § 30.3 (2020) (Survival Damages—Compensatory Damages).

1. *John Porter Holcombe, on behalf of minor child EJH*

1.1. EJH's Personal Injury Claim

ELEMENT	AMOUNT
Physical pain and mental anguish sustained in the past.	
Physical pain and mental anguish that, in reasonable probability, the child will sustain in the future.	
Loss of earning capacity sustained in the past	NOT CLAIMED
Loss of earning capacity that, in reasonable probability, will be sustained in the future from the time of trial until the child reaches the age of eighteen years.	NOT CLAIMED
Loss of earning capacity that, in reasonable probability, will be sustained in the future after the child reaches the age of eighteen years.	NOT CLAIMED
Disfigurement sustained in the past	NOT CLAIMED
Disfigurement that, in reasonable probability, the child will sustain in the future.	NOT CLAIMED
Physical impairment sustained in the past	

ELEMENT	AMOUNT
Physical impairment that in reasonable probability, the child will sustain in the future.	
Medical care expenses incurred in the past on behalf of the child	
Medical care expenses that, in reasonable probability, will be incurred on behalf of the child in the future from the time of trial until the child reaches the age of eighteen years	
Medical care expenses that, in reasonable probability, the child will incur after she reaches the age of eighteen years.	

Tex. Civ. Jury Instr. Gen. Neg. § 28.5 (2020) (Personal Injury Damages—Injury of Minor Child).

1.2. EJH's damages for her mom, Crystal Holcombe's, death

ELEMENT	AMOUNT
Pecuniary loss sustained in the past	
Pecuniary loss that, in reasonable probability, the child will sustain in the future	
Loss of companionship and society sustained in the past	
Loss of companionship and society that, in reasonable probability, the child will sustain in the future	
Mental anguish sustained in the past.	
Mental anguish that, in reasonable probability, the child will sustain in the future	
Loss of inheritance.	NOT CLAIMED

Tex. Civ. Jury Instr. Gen. Neg. § 29.4 (2020) (Wrongful Death Damages—Claim of Surviving Child).

2. ***John Porter Holcombe, on behalf of Philip Hill, formerly a minor child (presently 18)***

2.1. **Philip's damages for the death of his mom, Crystal Holcombe**

ELEMENT	AMOUNT
Pecuniary loss sustained in the past	
Pecuniary loss that, in reasonable probability, the child will sustain in the future	
Loss of companionship and society sustained in the past	
Loss of companionship and society that, in reasonable probability, the child will sustain in the future	
Mental anguish sustained in the past.	
Mental anguish that, in reasonable probability, the child will sustain in the future	
Loss of inheritance.	NOT CLAIMED

Tex. Civ. Jury Instr. Gen. Neg. § 29.4 (2020) (Wrongful Death Damages—Claim of Surviving Child).

JOHNSON FAMILY

**1. *Kati Wall & Michael Johnson as personal representatives
of the Estate of Dennis Johnson***

ELEMENT	AMOUNT
Pain and mental anguish <i>"Pain and mental anguish" means the conscious physical pain and emotional pain, torment, and suffering experienced by the decedent before his or her death. Tex. Civ. Jury Instr. Gen. Neg. § 30.3 ¶1.</i>	
Medical Expenses	
Funeral & burial expenses	NOT CLAIMED

Tex. Civ. Jury Instr. Gen. Neg. § 30.3 (2020) (Survival Damages—Compensatory Damages).

**2. *Kati Wall & Michael Johnson as personal representatives
of the Estate of Sara Johnson***

ELEMENT	AMOUNT
Pain and mental anguish <i>"Pain and mental anguish" means the conscious physical pain and emotional pain, torment, and suffering experienced by the decedent before his or her death. Tex. Civ. Jury Instr. Gen. Neg. § 30.3 ¶1.</i>	
Medical Expenses	

ELEMENT	AMOUNT
Funeral & burial expenses	NOT CLAIMED

Tex. Civ. Jury Instr. Gen. Neg. § 30.3 (2020) (Survival Damages—Compensatory Damages).

3. ***Kati Wall as child of Dennis Johnson***

ELEMENT	AMOUNT
Pecuniary loss sustained in the past	
Pecuniary loss that, in reasonable probability, Plaintiff will sustain in the future	
Loss of companionship and society sustained in the past	
Loss of companionship and society that, in reasonable probability, Plaintiff will sustain in the future	
Mental anguish sustained in the past.	
Mental anguish that, in reasonable probability, Plaintiff will sustain in the future	
Loss of inheritance.	NOT CLAIMED

Tex. Civ. Jury Instr. Gen. Neg. § 29.4 (2020) (Wrongful Death Damages—Claim of Surviving Child).

4. ***Kati Wall as child of Sara Johnson***

ELEMENT	AMOUNT
Pecuniary loss sustained in the past	
Pecuniary loss that, in reasonable probability, Plaintiff will sustain in the future	
Loss of companionship and society sustained in the past	
Loss of companionship and society that, in reasonable probability, Plaintiff will sustain in the future	
Mental anguish sustained in the past.	
Mental anguish that, in reasonable probability, Plaintiff will sustain in the future	
Loss of inheritance.	NOT CLAIMED

Tex. Civ. Jury Instr. Gen. Neg. § 29.4 (2020) (Wrongful Death Damages—Claim of Surviving Child).

5. *Michael Johnson as child of Dennis Johnson*

ELEMENT	AMOUNT
Pecuniary loss sustained in the past	
Pecuniary loss that, in reasonable probability, Plaintiff will sustain in the future	
Loss of companionship and society sustained in the past	
Loss of companionship and society that, in reasonable probability, Plaintiff will sustain in the future	
Mental anguish sustained in the past.	
Mental anguish that, in reasonable probability, Plaintiff will sustain in the future	
Loss of inheritance.	NOT CLAIMED

Tex. Civ. Jury Instr. Gen. Neg. § 29.4 (2020) (Wrongful Death Damages—Claim of Surviving Child).

6. *Michael Johnson as child of Sara Johnson*

ELEMENT	AMOUNT
Pecuniary loss sustained in the past	
Pecuniary loss that, in reasonable probability, Plaintiff will sustain in the future	
Loss of companionship and society sustained in the past	
Loss of companionship and society that, in reasonable probability, Plaintiff will sustain in the future	
Mental anguish sustained in the past.	
Mental anguish that, in reasonable probability, Plaintiff will sustain in the future	
Loss of inheritance.	NOT CLAIMED

Tex. Civ. Jury Instr. Gen. Neg. § 29.4 (2020) (Wrongful Death Damages—Claim of Surviving Child).

7. *Deanna Staton as child of Dennis Johnson*

ELEMENT	AMOUNT
Pecuniary loss sustained in the past	
Pecuniary loss that, in reasonable probability, Plaintiff will sustain in the future	
Loss of companionship and society sustained in the past	
Loss of companionship and society that, in reasonable probability, Plaintiff will sustain in the future	
Mental anguish sustained in the past.	
Mental anguish that, in reasonable probability, Plaintiff will sustain in the future	
Loss of inheritance.	NOT CLAIMED

Tex. Civ. Jury Instr. Gen. Neg. § 29.4 (2020) (Wrongful Death Damages—Claim of Surviving Child).

8. ***Deanna Staton as child of Sara Johnson***

ELEMENT	AMOUNT
Pecuniary loss sustained in the past	
Pecuniary loss that, in reasonable probability, Plaintiff will sustain in the future	
Loss of companionship and society sustained in the past	
Loss of companionship and society that, in reasonable probability, Plaintiff will sustain in the future	
Mental anguish sustained in the past.	
Mental anguish that, in reasonable probability, Plaintiff will sustain in the future	
Loss of inheritance.	NOT CLAIMED

Tex. Civ. Jury Instr. Gen. Neg. § 29.4 (2020) (Wrongful Death Damages—Claim of Surviving Child).

9. ***Chris Johnson as child of Dennis Johnson***

ELEMENT	AMOUNT
Pecuniary loss sustained in the past	
Pecuniary loss that, in reasonable probability, Plaintiff will sustain in the future	
Loss of companionship and society sustained in the past	
Loss of companionship and society that, in reasonable probability, Plaintiff will sustain in the future	
Mental anguish sustained in the past.	
Mental anguish that, in reasonable probability, Plaintiff will sustain in the future	
Loss of inheritance.	NOT CLAIMED

Tex. Civ. Jury Instr. Gen. Neg. § 29.4 (2020) (Wrongful Death Damages—Claim of Surviving Child).

10. ***Chris Johnson as child of Sara Johnson***

ELEMENT	AMOUNT
Pecuniary loss sustained in the past	
Pecuniary loss that, in reasonable probability, Plaintiff will sustain in the future	
Loss of companionship and society sustained in the past	
Loss of companionship and society that, in reasonable probability, Plaintiff will sustain in the future	
Mental anguish sustained in the past.	
Mental anguish that, in reasonable probability, Plaintiff will sustain in the future	
Loss of inheritance.	NOT CLAIMED

Tex. Civ. Jury Instr. Gen. Neg. § 29.4 (2020) (Wrongful Death Damages—Claim of Surviving Child).

11. ***Dennis Johnson Jr. as child of Dennis Johnson Sr.***

ELEMENT	AMOUNT
Pecuniary loss sustained in the past	
Pecuniary loss that, in reasonable probability, Plaintiff will sustain in the future	
Loss of companionship and society sustained in the past	
Loss of companionship and society that, in reasonable probability, Plaintiff will sustain in the future	
Mental anguish sustained in the past.	
Mental anguish that, in reasonable probability, Plaintiff will sustain in the future	
Loss of inheritance.	NOT CLAIMED

Tex. Civ. Jury Instr. Gen. Neg. § 29.4 (2020) (Wrongful Death Damages—Claim of Surviving Child).

12. ***James Graham as child of Dennis Johnson***

ELEMENT	AMOUNT
Pecuniary loss sustained in the past	
Pecuniary loss that, in reasonable probability, Plaintiff will sustain in the future	
Loss of companionship and society sustained in the past	
Loss of companionship and society that, in reasonable probability, Plaintiff will sustain in the future	
Mental anguish sustained in the past.	
Mental anguish that, in reasonable probability, Plaintiff will sustain in the future	
Loss of inheritance.	NOT CLAIMED

Tex. Civ. Jury Instr. Gen. Neg. § 29.4 (2020) (Wrongful Death Damages—Claim of Surviving Child).

LOOKINGBILL-WARD FAMILY

1. *Dalia Lookingbill*

1.1. **Dalia Lookingbill, for the death of her daughter JoAnn Ward**

ELEMENT	AMOUNT
Pecuniary loss sustained in the past	
Pecuniary loss that, in reasonable probability, will be sustained in the future	
Loss of companionship and society sustained in the past	
Loss of companionship and society that, in reasonable probability, will be sustained in the future	
Mental anguish sustained in the past	
Mental anguish that, in reasonable probability, will be sustained in the future	

Tex. Civ. Jury Instr. Gen. Neg. § 29.6 (2020) (Wrongful Death Damages—Claim of Surviving Parents of Adult Child).

1.2. **Dalia Lookingbill, on behalf of the Estate of E.G., for survival damages, as well as, her bystander claims for the death of her sister B.W. and her mother, JoAnn Ward**

ELEMENT	AMOUNT
Pain and mental anguish <i>"Pain and mental anguish" means the conscious physical pain and emotional pain, torment, and suffering experienced by the decedent before his or her death. Tex. Civ. Jury Instr. Gen. Neg. § 30.3 ¶1.</i>	
Medical Expenses	
Funeral & burial expenses	

Tex. Civ. Jury Instr. Gen. Neg. § 30.3 (2020) (Survival Damages—Compensatory Damages).

1.3. **Dalia Lookingbill, on behalf of R.T., a minor child, for personal injuries, as well as, bystander claims for the death of her sisters E.G. and B.W., injuries to her step-brother R.W., and her mother, JoAnn Ward**

ELEMENT	AMOUNT
Physical pain and mental anguish sustained in the past.	
Physical pain and mental anguish that, in reasonable probability, the child will sustain in the future.	
Loss of earning capacity sustained in the past	
Loss of earning capacity that, in reasonable probability, will be sustained in the future from the time of trial until the child reaches the age of eighteen years.	
Loss of earning capacity that, in reasonable probability, will be sustained in the future after the child reaches the age of eighteen years.	
Disfigurement sustained in the past	
Disfigurement that, in reasonable probability, the child will sustain in the future.	

ELEMENT	AMOUNT
Physical impairment sustained in the past	
Physical impairment that in reasonable probability, the child will sustain in the future.	
Medical care expenses incurred in the past on behalf of the child	
Medical care expenses that, in reasonable probability, will be incurred on behalf of the child in the future from the time of trial until each child reaches the age of eighteen years	
Medical care expenses that, in reasonable probability, the child will incur after he reaches the age of eighteen years.	

Tex. Civ. Jury Instr. Gen. Neg. § 28.5 (2020) (Personal Injury Damages—Injury of Minor Child). Tex. Civ. Jury Instr. Gen. Neg. § 28.3 (2020) (Personal Injury Damages—Bystander Claims).

1.4. Dalia Lookingbill, on behalf of R.T., for the death of her mom, JoAnn Ward

ELEMENT	AMOUNT
Pecuniary loss sustained in the past	
Pecuniary loss that, in reasonable probability, Plaintiff will sustain in the future	
Loss of companionship and society sustained in the past	
Loss of companionship and society that, in reasonable probability, Plaintiff will sustain in the future	
Mental anguish sustained in the past.	
Mental anguish that, in reasonable probability, Plaintiff will sustain in the future	
Loss of inheritance.	

Tex. Civ. Jury Instr. Gen. Neg. § 29.4 (2020) (Wrongful Death Damages—Claim of Surviving Child).

2. ***Chris Ward***

2.1. **Chris Ward on behalf of the Estate of JoAnn Ward**

ELEMENT	AMOUNT
Pain and mental anguish	
<p><i>"Pain and mental anguish" means the conscious physical pain and emotional pain, torment, and suffering experienced by the decedent before his or her death. Tex. Civ. Jury Instr. Gen. Neg. § 30.3 ¶1.</i></p>	
Medical Expenses	
Funeral & burial expenses	

Tex. Civ. Jury Instr. Gen. Neg. § 30.3 (2020) (Survival Damages—Compensatory Damages).

2.2. **Chris Ward on behalf of the Estate of B.W., a minor at the time of death**

ELEMENT	AMOUNT
Pain and mental anguish	
<p><i>"Pain and mental anguish" means the conscious physical pain and emotional pain, torment, and suffering experienced by the decedent before his or her death. Tex. Civ. Jury Instr. Gen. Neg. § 30.3 ¶1.</i></p>	
Medical Expenses	
Funeral & burial expenses	

Tex. Civ. Jury Instr. Gen. Neg. § 30.3 (2020) (Survival Damages—Compensatory Damages).

**2.3. Chris Ward's individual damages for the death of his wife,
JoAnn Ward**

ELEMENT	AMOUNT
Pecuniary loss sustained in the past	
Pecuniary loss that, in reasonable probability, will be sustained in the future.	
Loss of companionship and society sustained in the past.	
Loss of companionship and society that, in reasonable probability, will be sustained in the future.	
Mental anguish sustained in the past	
Mental anguish that, in reasonable probability, will be sustained in the future.	
Loss of inheritance.	

Tex. Civ. Jury Instr. Gen. Neg. § 29.3 (2020) (Wrongful Death Damages—Claim of Surviving Spouse).

2.4. Chris Ward's damages for the death of his daughter B.W., a minor child

ELEMENT	AMOUNT
Pecuniary loss sustained in the past	
Pecuniary loss that, in reasonable probability, will be sustained in the future	
Loss of companionship and society sustained in the past	
Loss of companionship and society that, in reasonable probability, will be sustained in the future	
Mental anguish sustained in the past	
Mental anguish that, in reasonable probability, will be sustained in the future	

Tex. Civ. Jury Instr. Gen. Neg. § 29.5 (2020) (Wrongful Death Damages—Claim of Surviving Parents of Minor Child).

3. ***Chancie McMahan***

3.1. **Chancie McMahan on behalf of R.W., a minor child for personal injuries, as well as, bystander claims for the death of his step-sister E.G., half-sister B.W., and step-mother, JoAnn Ward**

ELEMENT	AMOUNT
Physical pain and mental anguish sustained in the past.	
Physical pain and mental anguish that, in reasonable probability, the child will sustain in the future.	
Loss of earning capacity sustained in the past	
Loss of earning capacity that, in reasonable probability, will be sustained in the future from the time of trial until the child reaches the age of eighteen years.	
Loss of earning capacity that, in reasonable probability, will be sustained in the future after the child reaches the age of eighteen years.	
Disfigurement sustained in the past	
Disfigurement that, in reasonable probability, the child will sustain in the future.	

ELEMENT	AMOUNT
Physical impairment sustained in the past	
Physical impairment that in reasonable probability, the child will sustain in the future.	
Medical care expenses incurred in the past on behalf of the child	
Medical care expenses that, in reasonable probability, will be incurred on behalf of the child in the future from the time of trial until each child reaches the age of eighteen years	
Medical care expenses that, in reasonable probability, the child will incur after he reaches the age of eighteen years.	

Tex. Civ. Jury Instr. Gen. Neg. § 28.5 (2020) (Personal Injury Damages—Injury of Minor Child). Tex. Civ. Jury Instr. Gen. Neg. § 28.3 (2020) (Personal Injury Damages—Bystander Claims).

3.2. Chancie McMahan's damages for injury to her child, R.W., a minor

ELEMENT	AMOUNT
Loss of services that were sustained in the past	
Loss of services that in reasonable probability will be sustained in the future until age eighteen.	

Tex. Civ. Jury Instr. Gen. Neg. § 28.6 (2020) (Personal Injury Damages—Parents' Loss of Services of Minor Child).

MACIAS FAMILY

1. ***Juan “Gunny” Macias damages for his own personal injuries.***

ELEMENT	AMOUNT
Physical pain and mental anguish sustained in the past.	
Physical pain and mental anguish that, in reasonable probability, Plaintiff will sustain in the future.	
Loss of earning capacity sustained in the past.	
Loss of earning capacity that, in reasonable probability, Plaintiff will sustain in the future.	
Disfigurement sustained in the past.	
Disfigurement that, in reasonable probability, Plaintiff will sustain in the future.	
Physical impairment sustained in the past	
Physical impairment that, in reasonable probability, Plaintiff will sustain in the future.	

ELEMENT	AMOUNT
Medical care expenses incurred in the past.	
Medical care expenses that, in reasonable probability, Plaintiff will incur in the future.	

Tex. Civ. Jury Instr. Gen. Neg. § 28.3 (2020) (Personal Injury Damages—Basic Question).

2. *Jennifer Macias, as wife of Juan Macias*

ELEMENT	AMOUNT
Loss of household services sustained in the past	
Loss of household services that, in reasonable probability, Mrs. Macias will sustain in the future.	
Loss of consortium sustained in the past	
Loss of consortium that, in reasonable probability, Mrs. Macias will sustain in the future	

Tex. Civ. Jury Instr. Gen. Neg. § 28.4 (2020) (Personal Injury Damages—Injury of Spouse).

MARSHALL FAMILY

1. *Martina Pachal on behalf of the Estate of Robert Marshall*

ELEMENT	AMOUNT
Pain and mental anguish “Pain and mental anguish” means the conscious physical pain and emotional pain, torment, and suffering experienced by the decedent before his or her death. Tex. Civ. Jury Instr. Gen. Neg. § 30.3 ¶1.	
Medical Expenses	
Funeral & burial expenses	

Tex. Civ. Jury Instr. Gen. Neg. § 30.3 (2020) (Survival Damages—Compensatory Damages).

2. ***Martina Pachal on behalf of the Estate of Karen Marshall***

ELEMENT	AMOUNT
Pain and mental anguish	
<p><i>“Pain and mental anguish” means the conscious physical pain and emotional pain, torment, and suffering experienced by the decedent before his or her death. Tex. Civ. Jury Instr. Gen. Neg. § 30.3 ¶1.</i></p>	
Medical Expenses	
Funeral & burial expenses	

Tex. Civ. Jury Instr. Gen. Neg. § 30.3 (2020) (Survival Damages—Compensatory Damages).

3. *Martina Pachal's individual damages for the death of her dad, Robert Marshall*

ELEMENT	AMOUNT
Pecuniary loss sustained in the past	
Pecuniary loss that, in reasonable probability, Plaintiff will sustain in the future	
Loss of companionship and society sustained in the past	
Loss of companionship and society that, in reasonable probability, Plaintiff will sustain in the future	
Mental anguish sustained in the past.	
Mental anguish that, in reasonable probability, Plaintiff will sustain in the future	
Loss of inheritance.	

Tex. Civ. Jury Instr. Gen. Neg. § 29.4 (2020) (Wrongful Death Damages—Claim of Surviving Child).

4. *Martina Pachal's individual damages for the death of her mom, Karen Marshall*

ELEMENT	AMOUNT
Pecuniary loss sustained in the past	
Pecuniary loss that, in reasonable probability, Plaintiff will sustain in the future	
Loss of companionship and society sustained in the past	
Loss of companionship and society that, in reasonable probability, Plaintiff will sustain in the future	
Mental anguish sustained in the past.	
Mental anguish that, in reasonable probability, Plaintiff will sustain in the future	
Loss of inheritance.	

Tex. Civ. Jury Instr. Gen. Neg. § 29.4 (2020) (Wrongful Death Damages—Claim of Surviving Child).

5. ***Kara Boyd's individual damages for the death of her dad, Robert Marshall***

ELEMENT	AMOUNT
Pecuniary loss sustained in the past	
Pecuniary loss that, in reasonable probability, Plaintiff will sustain in the future	
Loss of companionship and society sustained in the past	
Loss of companionship and society that, in reasonable probability, Plaintiff will sustain in the future	
Mental anguish sustained in the past.	
Mental anguish that, in reasonable probability, Plaintiff will sustain in the future	
Loss of inheritance.	

Tex. Civ. Jury Instr. Gen. Neg. § 29.4 (2020) (Wrongful Death Damages—Claim of Surviving Child).

6. ***Kara Boyd's individual damages for the death of her mom,
Karen Marshall***

ELEMENT	AMOUNT
Pecuniary loss sustained in the past	
Pecuniary loss that, in reasonable probability, Plaintiff will sustain in the future	
Loss of companionship and society sustained in the past	
Loss of companionship and society that, in reasonable probability, Plaintiff will sustain in the future	
Mental anguish sustained in the past.	
Mental anguish that, in reasonable probability, Plaintiff will sustain in the future	
Loss of inheritance.	

Tex. Civ. Jury Instr. Gen. Neg. § 29.4 (2020) (Wrongful Death Damages—Claim of Surviving Child).

MCNULTY FAMILY

1. ***Lisa McNulty, as personal representative of the Estate of Tara McNulty, deceased***

ELEMENT	AMOUNT
Pain and mental anguish <i>"Pain and mental anguish" means the conscious physical pain and emotional pain, torment, and suffering experienced by the decedent before his or her death. Tex. Civ. Jury Instr. Gen. Neg. § 30.3 ¶1.</i>	
Medical Expenses	NOT CLAIMED
Funeral & burial expenses	NOT CLAIMED

Tex. Civ. Jury Instr. Gen. Neg. § 30.3 (2020) (Survival Damages—Compensatory Damages).

2. *Lisa McNulty, on behalf of J.M., a minor child*

2.1. J.M.'s Personal Injury Claim

ELEMENT	AMOUNT
Physical pain and mental anguish sustained in the past.	
Physical pain and mental anguish that, in reasonable probability, the child will sustain in the future.	
Loss of earning capacity sustained in the past	NOT CLAIMED
Loss of earning capacity that, in reasonable probability, will be sustained in the future from the time of trial until the child reaches the age of eighteen years.	NOT CLAIMED
Loss of earning capacity that, in reasonable probability, will be sustained in the future after the child reaches the age of eighteen years.	NOT CLAIMED
Disfigurement sustained in the past	
Disfigurement that, in reasonable probability, the child will sustain in the future.	
Physical impairment sustained in the past	

ELEMENT	AMOUNT
Physical impairment that in reasonable probability, the child will sustain in the future.	
Medical care expenses incurred in the past on behalf of the child	
Medical care expenses that, in reasonable probability, will be incurred on behalf of the child in the future from the time of trial until each child reaches the age of eighteen years	
Medical care expenses that, in reasonable probability, the child will incur after he reaches the age of eighteen years.	

Tex. Civ. Jury Instr. Gen. Neg. § 28.5 (2020) (Personal Injury Damages—Injury of Minor Child).

2.2. J.M.'s damages for his mom, Tara McNulty's, death

ELEMENT	AMOUNT
Pecuniary loss sustained in the past	
Pecuniary loss that, in reasonable probability, the child will sustain in the future	
Loss of companionship and society sustained in the past	
Loss of companionship and society that, in reasonable probability, the child will sustain in the future	
Mental anguish sustained in the past.	
Mental anguish that, in reasonable probability, the child will sustain in the future	
Loss of inheritance.	NOT CLAIMED

Tex. Civ. Jury Instr. Gen. Neg. § 29.4 (2020) (Wrongful Death Damages—Claim of Surviving Child).

3. *Lisa McNulty, on behalf of Hailey McNulty, formerly a minor (presently over 18)*

3.1. Hailey's Personal Injury Claim

ELEMENT	AMOUNT
Physical pain and mental anguish sustained in the past.	
Physical pain and mental anguish that, in reasonable probability, Plaintiff will sustain in the future.	
Loss of earning capacity sustained in the past.	
Loss of earning capacity that, in reasonable probability, Plaintiff will sustain in the future.	
Disfigurement sustained in the past.	
Disfigurement that, in reasonable probability, Plaintiff will sustain in the future.	
Physical impairment sustained in the past	
Physical impairment that, in reasonable probability, Plaintiff will sustain in the future.	
Medical care expenses incurred in the past.	

ELEMENT	AMOUNT
Medical care expenses that, in reasonable probability, Plaintiff will incur in the future.	

Tex. Civ. Jury Instr. Gen. Neg. § 28.3 (2020) (Personal Injury Damages—Basic Question).

3.2. Hailey's damages for the death of her mom, Tara McNulty

ELEMENT	AMOUNT
Pecuniary loss sustained in the past	
Pecuniary loss that, in reasonable probability, the child will sustain in the future	
Loss of companionship and society sustained in the past	
Loss of companionship and society that, in reasonable probability, the child will sustain in the future	
Mental anguish sustained in the past.	
Mental anguish that, in reasonable probability, the child will sustain in the future	
Loss of inheritance.	NOT CLAIMED

Tex. Civ. Jury Instr. Gen. Neg. § 29.4 (2020) (Wrongful Death Damages—Claim of Surviving Child).

4. ***Lisa McNulty, individually for the death of her daughter,
Tara McNulty***

ELEMENT	AMOUNT
Pecuniary loss sustained in the past	
Pecuniary loss that, in reasonable probability, will be sustained in the future	
Loss of companionship and society sustained in the past	
Loss of companionship and society that, in reasonable probability, will be sustained in the future	
Mental anguish sustained in the past	
Mental anguish that, in reasonable probability, will be sustained in the future	

Tex. Civ. Jury Instr. Gen. Neg. § 29.6 (2020) (Wrongful Death Damages—Claim of Surviving Parents of Adult Child).

5. *Margaret McKenzie individual damages for her own injuries*

ELEMENT	AMOUNT
Physical pain and mental anguish sustained in the past.	
Physical pain and mental anguish that, in reasonable probability, Ms. McKenzie will sustain in the future.	
Loss of earning capacity sustained in the past.	NOT CLAIMED
Loss of earning capacity that, in reasonable probability, Ms. McKenzie will sustain in the future.	NOT CLAIMED
Disfigurement sustained in the past.	
Disfigurement that, in reasonable probability, Ms. McKenzie will sustain in the future.	
Physical impairment sustained in the past	
Physical impairment that, in reasonable probability, Ms. McKenzie will sustain in the future.	
Medical care expenses incurred in the past.	

ELEMENT	AMOUNT
Medical care expenses that, in reasonable probability, Ms. McKenzie will incur in the future.	

Tex. Civ. Jury Instr. Gen. Neg. § 28.3 (2020) (Personal Injury Damages—Basic Question).

6. ***Ruben Rios, individually for the death of Tara McNulty***

ELEMENT	AMOUNT
Pecuniary loss sustained in the past	
Pecuniary loss that, in reasonable probability, will be sustained in the future	
Loss of companionship and society sustained in the past	
Loss of companionship and society that, in reasonable probability, will be sustained in the future.	
Mental anguish sustained in the past	
Mental anguish that, in reasonable probability, will be sustained in the future	
Loss of inheritance.	NOT CLAIMED

Tex. Civ. Jury Instr. Gen. Neg. § 29.3 (2020) (Wrongful Death Damages—Claim of Surviving Spouse).

MOULTON FAMILY

1. *Brenda Moulton's individual personal injury damages*

ELEMENT	AMOUNT
Physical pain and mental anguish sustained in the past.	
Physical pain and mental anguish that, in reasonable probability, Plaintiff will sustain in the future.	
Loss of earning capacity sustained in the past.	
Loss of earning capacity that, in reasonable probability, Plaintiff will sustain in the future.	
Disfigurement sustained in the past.	
Disfigurement that, in reasonable probability, Plaintiff will sustain in the future.	
Physical impairment sustained in the past	
Physical impairment that, in reasonable probability, Plaintiff will sustain in the future.	
Medical care expenses incurred in the past.	

ELEMENT	AMOUNT
Medical care expenses that, in reasonable probability, Plaintiff will incur in the future.	

Tex. Civ. Jury Instr. Gen. Neg. § 28.3 (2020) (Personal Injury Damages—Basic Question).

2. *Jessica Moulton's individual damages for injury to her mom, Brenda Moulton*

ELEMENT	AMOUNT
Loss of Parental Consortium that was sustained in the past.	
Loss of Parental Consortium in reasonable probability will be sustained in the future	

Tex. Civ. Jury Instr. Gen. Neg. § 28.11 (2020) (Personal Injury Damages—Child’s Loss of Consortium—Damages Question), if the “physical injury to [the parent] a serious, permanent, and disabling injury.” Id. § 28.10.

3. *William Lane’s individual damages for injury to his mom, Brenda Moulton*

ELEMENT	AMOUNT
Loss of Parental Consortium that was sustained in the past.	
Loss of Parental Consortium in reasonable probability will be sustained in the future	

Tex. Civ. Jury Instr. Gen. Neg. § 28.11 (2020) (Personal Injury Damages—Child’s Loss of Consortium—Damages Question), if the “physical injury to [the parent] a serious, permanent, and disabling injury.” Id. § 28.10.

RODRIGUEZ-AMADOR FAMILY

1. ***Ronald & Gary Ramsey on behalf of the Estate of Therese Rodriguez***

ELEMENT	AMOUNT
Pain and mental anguish <i>"Pain and mental anguish" means the conscious physical pain and emotional pain, torment, and suffering experienced by the decedent before his or her death. Tex. Civ. Jury Instr. Gen. Neg. § 30.3 ¶1.</i>	
Medical Expenses	NOT CLAIMED
Funeral & burial expenses	NOT CLAIMED

Tex. Civ. Jury Instr. Gen. Neg. § 30.3 (2020) (Survival Damages—Compensatory Damages).

2. ***Regina Amador on behalf of the Estate of Richard C. Rodriguez***

ELEMENT	AMOUNT
Pain and mental anguish <i>"Pain and mental anguish" means the conscious physical pain and emotional pain, torment, and suffering experienced by the decedent before his or her death. Tex. Civ. Jury Instr. Gen. Neg. § 30.3 ¶1.</i>	
Medical Expenses	NOT CLAIMED
Funeral & burial expenses	

Tex. Civ. Jury Instr. Gen. Neg. § 30.3 (2020) (Survival Damages—Compensatory Damages).

3. ***Ronald Ramsey Jr.'s damages for the death of his mom
Therese Rodriguez***

ELEMENT	AMOUNT
Pecuniary loss sustained in the past	
Pecuniary loss that, in reasonable probability, Plaintiff will sustain in the future	
Loss of companionship and society sustained in the past	
Loss of companionship and society that, in reasonable probability, Plaintiff will sustain in the future	
Mental anguish sustained in the past.	
Mental anguish that, in reasonable probability, Plaintiff will sustain in the future	
Loss of inheritance.	NOT CLAIMED

Tex. Civ. Jury Instr. Gen. Neg. § 29.4 (2020) (Wrongful Death Damages—Claim of Surviving Child).

4. ***Gary Ramsey's damages for the death of his mom Therese Rodriguez***

ELEMENT	AMOUNT
Pecuniary loss sustained in the past	
Pecuniary loss that, in reasonable probability, Plaintiff will sustain in the future	
Loss of companionship and society sustained in the past	
Loss of companionship and society that, in reasonable probability, Plaintiff will sustain in the future	
Mental anguish sustained in the past.	
Mental anguish that, in reasonable probability, Plaintiff will sustain in the future	
Loss of inheritance.	NOT CLAIMED

Tex. Civ. Jury Instr. Gen. Neg. § 29.4 (2020) (Wrongful Death Damages—Claim of Surviving Child).

5. ***Regina Amador's damages for the death of her dad,
Richard C. Rodriguez***

ELEMENT	AMOUNT
Pecuniary loss sustained in the past	
Pecuniary loss that, in reasonable probability, Plaintiff will sustain in the future	
Loss of companionship and society sustained in the past	
Loss of companionship and society that, in reasonable probability, Plaintiff will sustain in the future	
Mental anguish sustained in the past.	
Mental anguish that, in reasonable probability, Plaintiff will sustain in the future	
Loss of inheritance.	NOT CLAIMED

Tex. Civ. Jury Instr. Gen. Neg. § 29.4 (2020) (Wrongful Death Damages—Claim of Surviving Child).

SOLIS-RAMIREZ FAMILY

1. *Rosanne Solis*

1.1. Individual Personal Injury

ELEMENT	AMOUNT
Physical pain and mental anguish sustained in the past.	
Physical pain and mental anguish that, in reasonable probability, Ms. Solis will sustain in the future.	
Loss of earning capacity sustained in the past.	NOT CLAIMED
Loss of earning capacity that, in reasonable probability, Ms. Solis will sustain in the future.	NOT CLAIMED
Disfigurement sustained in the past.	
Disfigurement that, in reasonable probability, Ms. Solis will sustain in the future.	
Physical impairment sustained in the past	
Physical impairment that, in reasonable probability, Ms. Solis will sustain in the future.	

ELEMENT	AMOUNT
Medical care expenses incurred in the past.	
Medical care expenses that, in reasonable probability, Ms. Solis will incur in the future.	

Tex. Civ. Jury Instr. Gen. Neg. § 28.3 (2020) (Personal Injury Damages—Basic Question).

1.2. Rosanne's damages arising from Injury of Spouse (Mr. Ramirez)

ELEMENT	AMOUNT
Loss of household services sustained in the past	
Loss of household services that, in reasonable probability, Ms. Solis will sustain in the future.	
Loss of consortium sustained in the past	
Loss of consortium that, in reasonable probability, Ms. Solis will sustain in the future	

Tex. Civ. Jury Instr. Gen. Neg. § 28.4 (2020) (Personal Injury Damages—Injury of Spouse).

2. *Joaquin Ramirez*

2.1. Individual Injury

ELEMENT	AMOUNT
Physical pain and mental anguish sustained in the past.	
Physical pain and mental anguish that, in reasonable probability, Mr. Ramirez will sustain in the future.	
Loss of earning capacity sustained in the past.	
Loss of earning capacity that, in reasonable probability, Mr. Ramirez will sustain in the future.	
Disfigurement sustained in the past.	
Disfigurement that, in reasonable probability, Mr. Ramirez will sustain in the future.	
Physical impairment sustained in the past	
Physical impairment that, in reasonable probability, Mr. Ramirez will sustain in the future.	
Medical care expenses incurred in the past.	

ELEMENT	AMOUNT
Medical care expenses that, in reasonable probability, Mr. Ramirez will incur in the future.	

Tex. Civ. Jury Instr. Gen. Neg. § 28.3 (2020) (Personal Injury Damages—Basic Question).

2.2. Joaquin's damages arising from Injury of Spouse (Ms. Solis)

ELEMENT	AMOUNT
Loss of household services sustained in the past	
Loss of household services that, in reasonable probability, Mr. Ramirez will sustain in the future.	
Loss of consortium sustained in the past	
Loss of consortium that, in reasonable probability, Mr. Ramirez will sustain in the future	

Tex. Civ. Jury Instr. Gen. Neg. § 28.4 (2020) (Personal Injury Damages—Injury of Spouse).

UHL-KRUEGER FAMILY

1. *Charlene Uhl on behalf of the Estate of H.K., a minor*

ELEMENT	AMOUNT
Pain and mental anguish	
<p><i>“Pain and mental anguish” means the conscious physical pain and emotional pain, torment, and suffering experienced by the decedent before his or her death. Tex. Civ. Jury Instr. Gen. Neg. § 30.3 ¶1.</i></p>	
Medical Expenses	
Funeral & burial expenses	

Tex. Civ. Jury Instr. Gen. Neg. § 30.3 (2020) (Survival Damages—Compensatory Damages).

2. ***Charlene Uhl's individual damages for the death of her daughter, H.K.***

ELEMENT	AMOUNT
Pecuniary loss sustained in the past	
Pecuniary loss that, in reasonable probability, will be sustained in the future	
Loss of companionship and society sustained in the past	
Loss of companionship and society that, in reasonable probability, will be sustained in the future	
Mental anguish sustained in the past	
Mental anguish that, in reasonable probability, will be sustained in the future	

Tex. Civ. Jury Instr. Gen. Neg. § 29.5 (2020) (Wrongful Death Damages—Claim of Surviving Parents of Minor Child).

VIDAL FAMILY

1. *Margarette Vidal, individually*

ELEMENT	AMOUNT
Physical pain and mental anguish sustained in the past.	
Physical pain and mental anguish that, in reasonable probability, Ms. Vidal will sustain in the future.	
Loss of earning capacity sustained in the past.	NOT CLAIMED
Loss of earning capacity that, in reasonable probability, Ms. Vidal will sustain in the future.	NOT CLAIMED
Disfigurement sustained in the past.	
Disfigurement that, in reasonable probability, Ms. Vidal will sustain in the future.	
Physical impairment sustained in the past	
Physical impairment that, in reasonable probability, Ms. Vidal will sustain in the future.	
Medical care expenses incurred in the past.	

ELEMENT	AMOUNT
Medical care expenses that, in reasonable probability, Ms. Vidal will incur in the future.	

Tex. Civ. Jury Instr. Gen. Neg. § 28.3 (2020) (Personal Injury Damages—Basic Question).

**2. *Ramiro Vidal Jr. individually as an adult child of
Margarette Vidal***

ELEMENT	AMOUNT
Loss of Parental Consortium that was sustained in the past.	
Loss of Parental Consortium in reasonable probability will be sustained in the future	

Tex. Civ. Jury Instr. Gen. Neg. § 28.11 (2020) (Personal Injury Damages—Child’s Loss of Consortium—Damages Question), if the “physical injury to [the parent was] a serious, permanent, and disabling injury.” Id. § 28.10.

**3. *Robert Vidal individually as an adult child of Margarette
Vidal***

ELEMENT	AMOUNT
Loss of Parental Consortium that was sustained in the past.	
Loss of Parental Consortium in reasonable probability will be sustained in the future	

Tex. Civ. Jury Instr. Gen. Neg. § 28.11 (2020) (Personal Injury Damages—Child’s Loss of Consortium—Damages Question), if the “physical injury to [the parent was] a serious, permanent, and disabling injury.” Id. § 28.10.

4. ***Monica Shabbir individually as an adult child of
Margarette Vidal***

ELEMENT	AMOUNT
Loss of Parental Consortium that was sustained in the past.	
Loss of Parental Consortium in reasonable probability will be sustained in the future	

Tex. Civ. Jury Instr. Gen. Neg. § 28.11 (2020) (Personal Injury Damages—Child’s Loss of Consortium—Damages Question), if the “physical injury to [the parent was] a serious, permanent, and disabling injury.” Id. § 28.10.

WARDEN FAMILY

1. *James Stevens on behalf of the Estate of Peggy Warden*

ELEMENT	AMOUNT
Pain and mental anguish <i>“Pain and mental anguish” means the conscious physical pain and emotional pain, torment, and suffering experienced by the decedent before his or her death. Tex. Civ. Jury Instr. Gen. Neg. § 30.3 ¶1.</i>	
Medical Expenses	
Funeral & burial expenses	

Tex. Civ. Jury Instr. Gen. Neg. § 30.3 (2020) (Survival Damages—Compensatory Damages).

2. *Jennifer Racey's individual damages for the death of her mom, Peggy Warden*

ELEMENT	AMOUNT
Pecuniary loss sustained in the past	
Pecuniary loss that, in reasonable probability, Plaintiff will sustain in the future	
Loss of companionship and society sustained in the past	
Loss of companionship and society that, in reasonable probability, Plaintiff will sustain in the future	
Mental anguish sustained in the past.	
Mental anguish that, in reasonable probability, Plaintiff will sustain in the future	
Loss of inheritance.	NOT CLAIMED

Tex. Civ. Jury Instr. Gen. Neg. § 29.4 (2020) (Wrongful Death Damages—Claim of Surviving Child).

3. ***Jennifer Racey's individual damages for injury to her child, Zachary Poston***

ELEMENT	AMOUNT
Loss of services that were sustained in the past	
Loss of services that in reasonable probability will be sustained in the future until age eighteen.	

Tex. Civ. Jury Instr. Gen. Neg. § 28.6 (2020) (Personal Injury Damages—Parents' Loss of Services of Minor Child).

4. Zachary Poston's Individual Personal Injury Damages

ELEMENT	AMOUNT
Physical pain and mental anguish sustained in the past.	
Physical pain and mental anguish that, in reasonable probability, Ms. Vidal will sustain in the future.	
Loss of earning capacity sustained in the past.	
Loss of earning capacity that, in reasonable probability, Ms. Vidal will sustain in the future.	
Disfigurement sustained in the past.	
Disfigurement that, in reasonable probability, Ms. Vidal will sustain in the future.	
Physical impairment sustained in the past	
Physical impairment that, in reasonable probability, Ms. Vidal will sustain in the future.	
Medical care expenses incurred in the past.	

ELEMENT	AMOUNT
Medical care expenses that, in reasonable probability, Ms. Vidal will incur in the future.	

Tex. Civ. Jury Instr. Gen. Neg. § 28.3 (2020) (Personal Injury Damages—Basic Question).

WORKMAN FAMILY

1. *Julie Workman's personal injury damages*

ELEMENT	AMOUNT
Physical pain and mental anguish sustained in the past.	
Physical pain and mental anguish that, in reasonable probability, Plaintiff will sustain in the future.	
Loss of earning capacity sustained in the past.	
Loss of earning capacity that, in reasonable probability, Plaintiff will sustain in the future.	
Disfigurement sustained in the past.	
Disfigurement that, in reasonable probability, Plaintiff will sustain in the future.	
Physical impairment sustained in the past	
Physical impairment that, in reasonable probability, Plaintiff will sustain in the future.	
Medical care expenses incurred in the past.	

ELEMENT	AMOUNT
Medical care expenses that, in reasonable probability, Plaintiff will incur in the future.	

Tex. Civ. Jury Instr. Gen. Neg. § 28.3 (2020) (Personal Injury Damages—Basic Question).

2. ***Kip Workman's damages for injury to his wife, Julie Workman***

ELEMENT	AMOUNT
Loss of household services sustained in the past	
Loss of household services that, in reasonable probability, Mr. Workman will sustain in the future.	
Loss of consortium sustained in the past	
Loss of consortium that, in reasonable probability, Mr. Workman will sustain in the future	

Tex. Civ. Jury Instr. Gen. Neg. § 28.4 (2020) (Personal Injury Damages—Injury of Spouse).

3. *Kyle Workman & Morgan Harris*

3.1. *Kyle Workman's personal injury damages*

ELEMENT	AMOUNT
Physical pain and mental anguish sustained in the past.	
Physical pain and mental anguish that, in reasonable probability, Plaintiff will sustain in the future.	
Loss of earning capacity sustained in the past.	
Loss of earning capacity that, in reasonable probability, Plaintiff will sustain in the future.	
Disfigurement sustained in the past.	
Disfigurement that, in reasonable probability, Plaintiff will sustain in the future.	
Physical impairment sustained in the past	
Physical impairment that, in reasonable probability, Plaintiff will sustain in the future.	
Medical care expenses incurred in the past.	

ELEMENT	AMOUNT
Medical care expenses that, in reasonable probability, Plaintiff will incur in the future.	

Tex. Civ. Jury Instr. Gen. Neg. § 28.3 (2020) (Personal Injury Damages—Basic Question).

3.2. Kyle Workman's damages for injury to his mom, Julie Workman

ELEMENT	AMOUNT
Loss of Parental Consortium that was sustained in the past.	
Loss of Parental Consortium in reasonable probability will be sustained in the future	

Tex. Civ. Jury Instr. Gen. Neg. § 28.11 (2020) (Personal Injury Damages—Child’s Loss of Consortium—Damages Question), if the “physical injury to [the parent was] a serious, permanent, and disabling injury.” Id. § 28.10.

3.3. Kyle Workman's damages for injury to his wife, Morgan Harris

ELEMENT	AMOUNT
Loss of household services sustained in the past	
Loss of household services that, in reasonable probability, Mr. Workman will sustain in the future.	
Loss of consortium sustained in the past	
Loss of consortium that, in reasonable probability, Mr. Workman will sustain in the future	

Tex. Civ. Jury Instr. Gen. Neg. § 28.4 (2020) (Personal Injury Damages—Injury of Spouse).

3.4. Morgan Harris' personal injury damages

ELEMENT	AMOUNT
Physical pain and mental anguish sustained in the past.	
Physical pain and mental anguish that, in reasonable probability, Plaintiff will sustain in the future.	
Loss of earning capacity sustained in the past.	
Loss of earning capacity that, in reasonable probability, Plaintiff will sustain in the future.	
Disfigurement sustained in the past.	
Disfigurement that, in reasonable probability, Plaintiff will sustain in the future.	
Physical impairment sustained in the past	
Physical impairment that, in reasonable probability, Plaintiff will sustain in the future.	
Medical care expenses incurred in the past.	

ELEMENT	AMOUNT
Medical care expenses that, in reasonable probability, Plaintiff will incur in the future.	

Tex. Civ. Jury Instr. Gen. Neg. § 28.3 (2020) (Personal Injury Damages—Basic Question).

3.5. Morgan Harris' damages for injury to her husband, Kyle Workman

ELEMENT	AMOUNT
Loss of household services sustained in the past	
Loss of household services that, in reasonable probability, Mrs. Workman will sustain in the future.	
Loss of consortium sustained in the past	
Loss of consortium that, in reasonable probability, Mrs. Workman will sustain in the future	

Tex. Civ. Jury Instr. Gen. Neg. § 28.4 (2020) (Personal Injury Damages—Injury of Spouse).

4. *Kris & Colbey Workman*

4.1. Kris Workman's personal injury damages

ELEMENT	AMOUNT
Physical pain and mental anguish sustained in the past.	
Physical pain and mental anguish that, in reasonable probability, Plaintiff will sustain in the future.	
Loss of earning capacity sustained in the past.	
Loss of earning capacity that, in reasonable probability, Plaintiff will sustain in the future.	
Disfigurement sustained in the past.	
Disfigurement that, in reasonable probability, Plaintiff will sustain in the future.	
Physical impairment sustained in the past	
Physical impairment that, in reasonable probability, Plaintiff will sustain in the future.	
Medical care expenses incurred in the past.	

ELEMENT	AMOUNT
Medical care expenses that, in reasonable probability, Plaintiff will incur in the future.	

Tex. Civ. Jury Instr. Gen. Neg. § 28.3 (2020) (Personal Injury Damages—Basic Question).

**4.2. Kris Workman's individual damages for injury to his mom,
Julie Workman**

ELEMENT	AMOUNT
Loss of Parental Consortium that was sustained in the past.	
Loss of Parental Consortium in reasonable probability will be sustained in the future	

Tex. Civ. Jury Instr. Gen. Neg. § 28.11 (2020) (Personal Injury Damages—Child’s Loss of Consortium—Damages Question), if the “physical injury to [the parent was] a serious, permanent, and disabling injury.” Id. § 28.10.

4.3. Colbey Workman's damages for injury to her husband, Kris Workman

ELEMENT	AMOUNT
Loss of household services sustained in the past	
Loss of household services that, in reasonable probability, Mrs. Workman will sustain in the future.	
Loss of consortium sustained in the past	
Loss of consortium that, in reasonable probability, Mrs. Workman will sustain in the future	

Tex. Civ. Jury Instr. Gen. Neg. § 28.4 (2020) (Personal Injury Damages—Injury of Spouse).

4.4. Kris Workman and Colbey Workman on behalf of their daughter, E.W., a minor, for her damages arising out of injuries to her dad, Kris Workman

ELEMENT	AMOUNT
Loss of Parental Consortium that was sustained in the past.	
Loss of Parental Consortium in reasonable probability will be sustained in the future	

Tex. Civ. Jury Instr. Gen. Neg. § 28.11 (2020) (Personal Injury Damages—Child’s Loss of Consortium—Damages Question), if the “physical injury to [parent was] a serious, permanent, and disabling injury.” Id. § 28.10.